

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA

AUGUSTA DIVISION

OCT 12 PM 1:59
L. J. [Signature]
SO. DIST. OF GA.

UNITED STATES OF AMERICA)

v.)

cr 105-058

CHRISTOPHER J. CUNNINGHAM)

ORDER

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, the motion to dismiss is **DENIED**.

SO ORDERED this 12th day of October, 2005, at Augusta, Georgia.


UNITED STATES DISTRICT JUDGE